

acquired by the filing of this Complaint, pursuant to the Declaration of Taking, are set forth in Schedules “C” and “D.”

6. The interest being acquired in the property described in Schedules “C” and “D” is set forth in Schedule “E.”

7. The amount of just compensation estimated for the property interest being acquired is set forth in Schedule “F.”

8. The names and addresses of known parties having or claiming an interest in said acquired property are set forth in Schedule “G.”

9. Local and state taxing authorities may have or claim an interest in the property by reason of taxes and assessments due and eligible.

WHEREFORE, Plaintiff requests judgment that the interest described in Schedule “E” of the property described in Schedules “C” and “D” be condemned, and that just compensation for the taking of said interest be ascertained and awarded, and for such other relief as may be lawful and proper.

Respectfully submitted,

RYAN K. PATRICK
United States Attorney
Southern District of Texas

By: *s/ N. Joseph Unruh*
N. JOSEPH UNRUH
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Southern District of Texas No. 1571957
Texas Bar No. 24075198
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CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

(b) County of Residence of First Listed Plaintiff _____
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

DEFENDANTS

County of Residence of First Listed Defendant _____
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609

V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

Brief description of cause:

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

SCHEDULE

A

SCHEDULE A

AUTHORITY FOR THE TAKING

The property is taken under and in accordance with 40 U.S.C. §§ 3113 and 3114, which authorize the condemnation of land and the filing of a Declaration of Taking; the Act of Congress approved September 30, 1996, as Public Law 104-208, Division C, Section 102, 110 Stat. 3009-546, 3009-554-55, as amended and codified at 8 U.S.C. § 1103(b) & note; and the Act of Congress approved May 5, 2017, as Public Law 115-31, div. F, tit. VI, 131 Stat. which appropriated the funds that shall be used for the taking.

SCHEDULE B

SCHEDULE B

PUBLIC PURPOSE

The public purpose for which said property is taken is to construct, install, operate, and maintain roads, fencing, vehicle barriers, security lighting, cameras, sensors, and related structures designed to help secure the United States/Mexico border within the State of Texas.

SCHEDULE C

SCHEDULE C

LEGAL DESCRIPTION

Hidalgo County, Texas

Tracts: RGV-MCS-2042

Owner: Leopoldo L. Garza, *et al.*

Acres: 0.398

BEING a 0.398 acre tract (17,325 square feet) parcel of land, more or less, being out of a called 2.62 acre tract, recorded in Document No. 2971510, Official Records of Hidalgo County (O.R.H.C.), Texas, conveyed to Leopoldo L. Garza & Celeste Yvette Trevino Garza, said tract lies in a part of Tract 178 as shown on the partition map of Los Ejidos de Reynosa Viejo Grant being recorded in Volume 7, Page 5-8 of the Map Records of Hidalgo County (M.R.H.C.), Texas, said 0.398 acre (17,325 square feet) parcel of land being more particularly described as follows;

COMMENCING at a point on the southerly right-of-way of Old Military Road, said point having a coordinate of N=16607763.918, E=1002586.615, said point being the intersection of the southerly right-of-way of Old Military Road and the east line of said tract 178 and the west line of tract 177 as shown on said partition map of Los Ejidos de Reynosa Viejo Grant, conveyed to Penitas Properties, LTD by Document No. 2015-2639505, Official Records of Hidalgo County (O.R.H.C.), Texas;

THENCE: S 09°42'26" W, along the east line of said Leopoldo L. Garza & Celeste Yvette Trevino Garza tract and west line of said Penitas Properties, LTD. tract, a distance of 177.00 feet to a set 5/8" rebar with a "B&F Engineering, Inc." aluminum cap stamped "RGV-O-4A_3-1" for the POINT OF BEGINNING and having a coordinate of N=16607589.450, E=1002556.770, said point being the northeast corner of the herein described proposed acquisition tract, said point being S 80°42'21" E, a distance of 888.45 feet from United States Corps of Engineers Control Point No. H130, said point also being on the landside toe of a levee;

THENCE: S 09°42'26" W, departing said landside toe of levee and along the east line of said Leopoldo L. Garza & Celeste Yvette Trevino Garza tract and the west line of said Penitas Properties, LTD. tract, passing at 137.92 feet the south line of a levee easement (897-H), recorded in Document No. 1959-6221, Official Records of Hidalgo County (O.R.H.C.), Texas, conveyed to the United States of America, in total a distance of 253.60 feet to a set 5/8" rebar with a "B&F Engineering, Inc." aluminum cap stamped "RGV-O-4A_3-2" for the southeast corner of the herein described proposed acquisition tract;

SCHEDULE C (continued)

LEGAL DESCRIPTION

Tracts: RGV-MCS-2042
Owner: Leopoldo L. Garza, *et al.*
Acres: 0.398

THENCE: S 89°47'58" W, departing the east line of said Leopoldo L. Garza & Celeste Yvette Trevino Garza tract and the west line of said Penitas Properties, LTD. tract, a distance of 73.85 feet to a set 5/8" rebar with a "B&F Engineering, Inc." aluminum cap stamped "RGV-O-4A_3-3=RGV-O-4A_3-1-2" for the southwest corner of the herein described proposed acquisition tract, said point being on the west line of said Leopoldo L. Garza & Celeste Yvette Trevino Garza tract and the east line of Tract 179-A as shown on said partition map of Los Ejidos de Reynosa Viejo Grant, conveyed to Maria Cristina L. Cavazos, Dora L. Lopez, Maria Irma L. Martinez, Velia L. Rivera, and Manual Luna, Jr., recorded in Volume 2202, Page 385, Deed Records of Hidalgo County (D.R.H.C.), Texas;

THENCE: N 12°18'39" E, along the west line of said Leopoldo L. Garza & Celeste Yvette Trevino Garza tract and the east line of said Maria Cristina L. Cavazos, Dora L. Lopez, Maria Irma L. Martinez, Velia L. Rivera, and Manual Luna, Jr. tract, passing at 112.49 feet the south line of said levee easement (897-H), passing at 257.47 feet the north line of said levee easement (897-H), in total a distance of 262.77 feet to a set 5/8" rebar with a "B&F Engineering, Inc." aluminum cap stamped "RGV-O-4A_3-4=RGV-O-4A_3-1-1" for the northwest corner of the herein described proposed acquisition tract, said point being on the landside toe of a levee;

THENCE: S 88°36'08" E, departing the west line of said Leopoldo L. Garza & Celeste Yvette Trevino Garza tract and the east line of said Maria Cristina L. Cavazos, Dora L. Lopez, Maria Irma L. Martinez, Velia L. Rivera, and Manual Luna, Jr. tract and along said landside toe of levee, a distance of 56.56 feet to a set 5/8" rebar with a "B&F Engineering, Inc." aluminum cap stamped "RGV-O-4A_3-5" for an angle point, said point being on the north line of said levee easement (897-H);

THENCE: S 38°17'47" E, departing the north line of said levee easement (897-H) and along said landside toe of levee, a distance of 6.53 feet to the POINT OF BEGINNING and containing 0.398 acres (17,325 square feet) of land, more or less.

SCHEDULE C (continued)

LEGAL DESCRIPTION

Tracts: RGV-MCS-2042E-1
Owner: Leopoldo L. Garza, *et al.*
Acres: 0.236

BEING a 0.236 acre tract (10,289 square feet) parcel of land, more or less, being out of a called 2.62 acre tract, recorded in Document No. 2971510, Official Records of Hidalgo County (O.R.H.C.), Texas, conveyed to Leopoldo L. Garza & Celeste Yvette Trevino Garza, said tract lies in a part of Tract 178 as shown on the partition map of Los Ejidos de Reynosa Viejo Grant being recorded in Volume 7, Page 5-8 of the Map Records of Hidalgo County (M.R.H.C.), Texas, said 0.236 acre tract (10,289 square feet) parcel of land being more particularly described as follows;

BEGINNING at a point on the southerly right-of-way of Old Military Road, said point having a coordinate of N=16607786.587, E=1002537.789, said point being the intersection of the southerly right-of-way of Old Military Road and the west line of said Tract 178 and the east line of a tract of land, recorded in Volume 2202, Page 385, Deed Records of Hidalgo County (D.R.H.C.), Texas, conveyed to Maria Cristina L. Cavazos, Dora L. Lopez, Maria Irma L. Martinez, Velia L. Rivera and Manual Luna, Jr., said tract of land lies in Tract 179-A as shown on the partition map of said Los Ejidos de Reynosa Viejo Grant, said point being the northwest corner of the herein described proposed easement tract, said point also being N 86°25' 17" E, a distance of 859.48 feet from United States Corps of Engineers Control Point No. H130;

THENCE: S 65°05'44" E, departing east line of said Maria Cristina L. Cavazos, Dora L. Lopez, Maria Irma L. Martinez, Velia L. Rivera and Manual Luna, Jr. tract and west line of said Leopoldo L. Garza and Celeste Yvette Trevino Garza tract, and along the southerly right-of-way of Old Military Road, a distance of 53.83 feet to point for the northeast corner of the herein described proposed easement tract and the NE corner of tract 178;

THENCE: S 09°42'26" W, departing the southerly right-of-way of Old Military Road, a distance of 177.00 feet to a point for the southeast corner of the herein described proposed easement tract, said point being on the landside toe of levee, said point also being a set 5/8" rebar with a "B&F Engineering, Inc." aluminum cap stamped "RGV-O-4A_3-5"

THENCE: N 38°14'47" W, along said landside toe of levee, a distance of 6.53 feet to an angle point;

SCHEDULE C (continued)

LEGAL DESCRIPTION

Tracts: RGV-MCS-2042E-1

Owner: Leopoldo L. Garza, *et al.*

Acres: 0.236

THENCE: N 88°36'08" W, along said landside toe of levee, a distance of 56.56 feet to a point for the southwest corner of the herein described proposed easement tract to a set 5/8" rebar with a "B&F Engineering, Inc." aluminum cap stamped "RGV-O-4A_3-4=RGV-O-4A_3-1-1";

THENCE: N 12°18'39" E, departing said landside toe of levee, a distance of 165.28 feet to an angle point, said point being on the east line of said Maria Cristina L. Cavazos, Dora L. Lopez, Maria Irma L. Martinez, Velia L. Rivera and Manual Luna, Jr. tract and the west line of said Leopoldo L. Garza and Celeste Yvette Trevino Garza tract;

THENCE: N 12°18'39" E, along the east line of said Maria Cristina L. Cavazos, Dora L. Lopez, Maria Irma L. Martinez, Velia L. Rivera and Manual Luna, Jr. tract and the west line of said Leopoldo L. Garza and Celeste Yvette Trevino Garza tract, a distance of 29.83 feet to the **POINT OF BEGINNING** and containing 0.236 acre tract (10,289 square feet) of land, more or less.

SCHEDULE D

Tract: RGV-MCS-2042
Owner: Leopoldo L. Garza, *et al.*
Acres: 0.398

SCHEDULE D (continued)**MAP or PLAT****LAND TO BE CONDEMNED****EASEMENTS**

- 1 UNITED STATES OF AMERICA EASEMENT
DOC. NO. 1959-17052 ("898-H") ORHC
- 2 UNITED STATES OF AMERICA EASEMENT
DOC. NO. 1959-6221 ("897-H") ORHC
- 3 UNITED STATES OF AMERICA EASEMENT
DOC. NO. 1958-12706 ("909-H") ORHC
- 4 UNITED STATES OF AMERICA EASEMENT
DOC. NO. 1956-12378 ("906-H") ORHC
- 5 UNITED STATES OF AMERICA REVEMENT
[SOUTH TO RIO GRANDE RIVER]
DOC. NO. 1956-12378 ("906-H") ORHC
- 6 UNITED STATES OF AMERICA REVEMENT
[SOUTH TO RIO GRANDE RIVER]
DOC. NO. 1959-17052 ("898-H") ORHC
- 7 UNITED STATES OF AMERICA REVEMENT
[SOUTH TO RIO GRANDE RIVER]
DOC. NO. 1959-6221 ("897-H") ORHC
- 8 UNITED STATES OF AMERICA REVEMENT
[SOUTH TO RIO GRANDE RIVER]
DOC. NO. 1958-12706 ("909-H") ORHC

DESCRIPTION	NORTHING	EASTING
RGV-0-4A_3-1	16607589.450	1002556.770
RGV-0-4A_3-2	16607339.482	1002514.009
RGV-0-4A_3-3	16607339.224	1002440.159
RGV-0-4A_3-1-2	16607595.952	1002496.186
RGV-0-4A_3-1-1	16607594.572	1002552.725

LEGEND

- ORHC DEED RECORDS OF
HIDALGO COUNTY
- INST. INSTRUMENT
- NO. NUMBER
- ORHC OFFICIAL RECORDS OF
HIDALGO COUNTY
- PG. PAGE
- POB POINT OF BEGINNING
- POC POINT OF COMMENCING
- VOL. VOLUME
- SET 5/8" REBAR W/ "B&F"
CAP STAMPED AS NOTED
- FOUND MONUMENT AS NOTED
- CP CALCULATED POINT
- △ CONTROL POINT
- SIGN AS NOTED
- ACQUISITION AREA BOUNDARY
- o — o — EXISTING BOLLARD WALL
- — — — — LEVEE EASEMENT
- PL — PROPERTY LINE

GENERAL SURVEYOR'S NOTES:

1. THE BEARINGS, DISTANCES AND COORDINATE VALUES SHOWN HEREON ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, REFERENCED TO NAD 83(2011), TX SOUTH ZONE(4205), US SURVEY FEET, USING THE CORS(2011) ADJUSTMENT. THE DISTANCES AND COORDINATES SHOWN HEREON ARE GRID VALUES AND MAY BE CONVERTED TO GROUND (SURFACE) USING THE TXDOT COUNTY PUBLISHED COMBINED SCALE FACTOR OF 1.000040000 (E.G. GRID X 1.000040000 = SURFACE).
2. A SEPERATE METES AND BOUNDS DESCRIPTION OF EQUAL DATE WAS WRITTEN IN CONJUNCTION WITH THIS SURVEY PLAT.
3. THE SQUARE FOOTAGE TOTAL RECITED HEREIN IS BASED ON MATHEMATICAL CALCULATIONS AND SUBJECT TO THE RULES OF ROUNDING AND SIGNIFICANT NUMBERS.
4. THE REMAINING ACREAGE OF THE PARENT TRACT WAS CALCULATED FROM THE RECORDED INSTRUMENTS AND IS NOT BASED ON FIELD DIMENSIONS.
5. FIELD SURVEY WAS COMPLETED IN NOVEMBER, 2018.
6. THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE COMMITMENT.
7. B&F ENGINEERING, INC. HAS PROVIDED THESE SURVEY SERVICES TO THE CORPS OF ENGINEERS AS THE PRIME CONSULTANT. THE CORP'S CONTRACTING OFFICER'S REPRESENTATIVE IS STEPHEN CORLEY, RPLS (817) 886-1143.
8. LONE STAR 811 UTILITY LOCATE REQUEST WAS SUBMITTED FOR THIS SURVEY ON JANUARY 28, 2019 (TICKET NO. 1952529943).
9. THERE IS AN UNDERGROUND GAS EASEMENT THAT EFFECTS THIS PROPERTY. THE EASEMENT IS RECORDED IN DOC. NO. 1957-15716. THIS EASEMENT IS BLANKET IN NATURE AND COULD NOT BE DISPLAYED ON THIS PLAT.

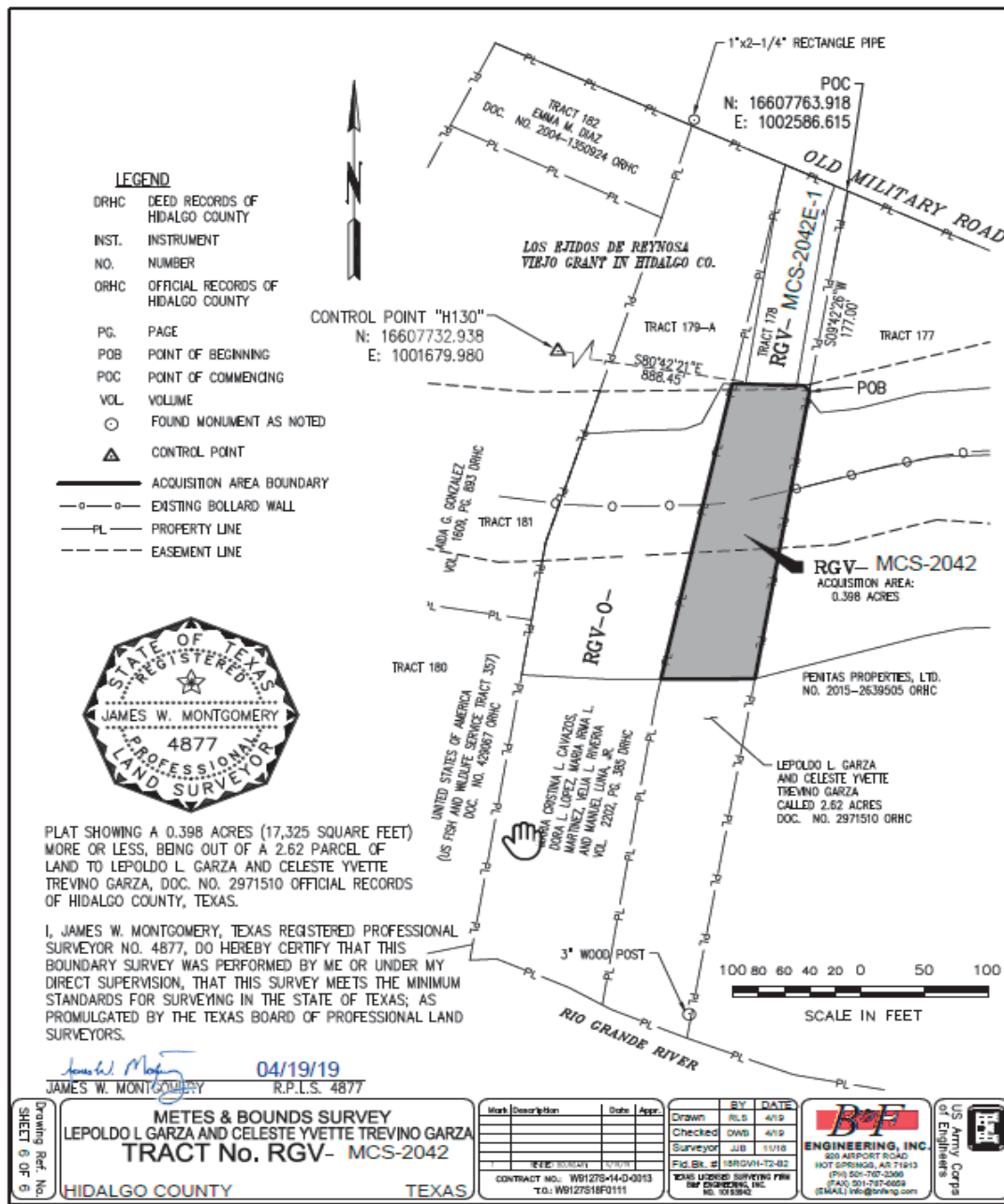
Drawing Ref. No. SHEET 5 OF 6	METES & BOUNDS SURVEY LEPOLD L GARZA AND CELESTE YVETTE TREVINO GARZA TRACT No. RGV- MCS-2042 HIDALGO COUNTY TEXAS		Mark Description Date App.	Drawn RLS 4/19	Checked DWS 4/19	Surveyor JUB 11/18	Fig. Bl. # 18RGVH-T2-42	B&F ENGINEERING, INC. 928 AIRPORT ROAD HOT SPRINGS, AR 71913 (PH) 501-787-2266 (FAX) 501-787-6859 (EMAIL) info@b-feng.com	
			CONTRACT NO.: W8127S-44-D-0013 T.O.: W8127S18F0111	TO: US ARMY SURVIVING FIRM B&F ENGINEERING, INC. NO. 103395					

B&F PROJ.: 7-2888-0916 FILE NAME: RGV-0-4A_3 DATE: 4/19/19

SCHEDULE D (continued)

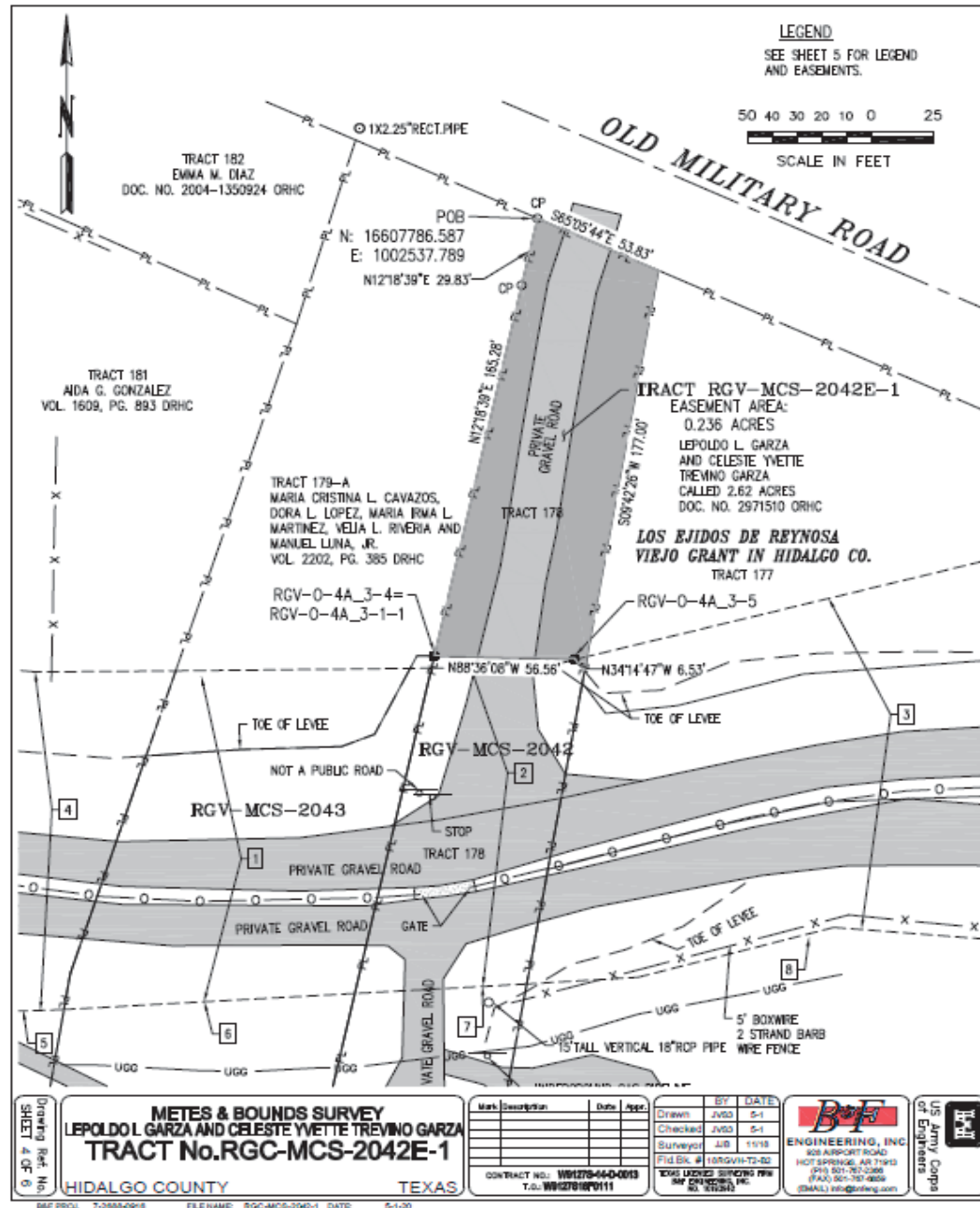
MAP or PLAT

LAND TO BE CONDEMNED



SCHEDULE D (continued)MAP or PLAT

LAND TO BE CONDEMNED



Tract: RGV-MCS-2042E-1

Owner: Leopoldo L. Garza, *et al.*

Acres: 0.236

SCHEDULE D (continued)**MAP or PLAT****LAND TO BE CONDEMNED****EASEMENTS**

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- 2 UNITED STATES OF AMERICA EASEMENT
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- 5 UNITED STATES OF AMERICA REVETMENT
[SOUTH TO RIO GRANDE RIVER]
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- 8 UNITED STATES OF AMERICA REVETMENT
[SOUTH TO RIO GRANDE RIVER]
DOC. NO. 1958-12706 ("909-H") ORHC

LEGEND

DRHC DEED RECORDS OF
HIDALGO COUNTY

INST. INSTRUMENT

NO. NUMBER

ORHC OFFICIAL RECORDS OF
HIDALGO COUNTY

PG. PAGE

POB POINT OF BEGINNING

POC POINT OF COMMENCING

VOL. VOLUME

● SET 5/8" REBAR W/ "B&F"
CAP STAMPED AS NOTED

○ FOUND MONUMENT AS NOTED

○^{CP} CALCULATED POINT

△ CONTROL POINT

—○— SIGN AS NOTED

— ACQUISITION AREA BOUNDARY

—○— EXISTING BOLLARD WALL

— LEVEE EASEMENT

—PL— PROPERTY LINE

GENERAL SURVEYOR'S NOTES:

1. THE BEARINGS, DISTANCES AND COORDINATE VALUES SHOWN HEREON ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, REFERENCED TO NAD 83(2011), TX SOUTH ZONE(4205), US SURVEY FEET, USING THE CORS(2011) ADJUSTMENT. THE DISTANCES AND COORDINATES SHOWN HEREON ARE GRID VALUES AND MAY BE CONVERTED TO GROUND (SURFACE) USING THE TxDOT COUNTY PUBLISHED COMBINED SCALE FACTOR OF 1.000040000 (E.G. GRID X 1.000040000 = SURFACE).
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Drawing Ref. No.
SHEET 5 OF 6

METES & BOUNDS SURVEY
MARIA CRISTINA L. CAVAZOS ETAL
TRACT No. RGV-RGC-2042E-1

HIDALGO COUNTY

TEXAS

Mark	Description	Date	Appr.

CONTRACT NO. 198120-660-009
T.O. 198120-660-011

BY	DATE
Drawn	JVS 5-1
Checked	JVS 5-1
Surveyor	JIB 11-18
FILE NO.	19RGV1-T2-01

B&F
ENGINEERING, INC.
808 AIRPORT ROAD
FLOT SPRING, AR 71913
(PH) 501-787-1388
(FAX) 501-787-0859
(EMAIL) info@bfeinc.com

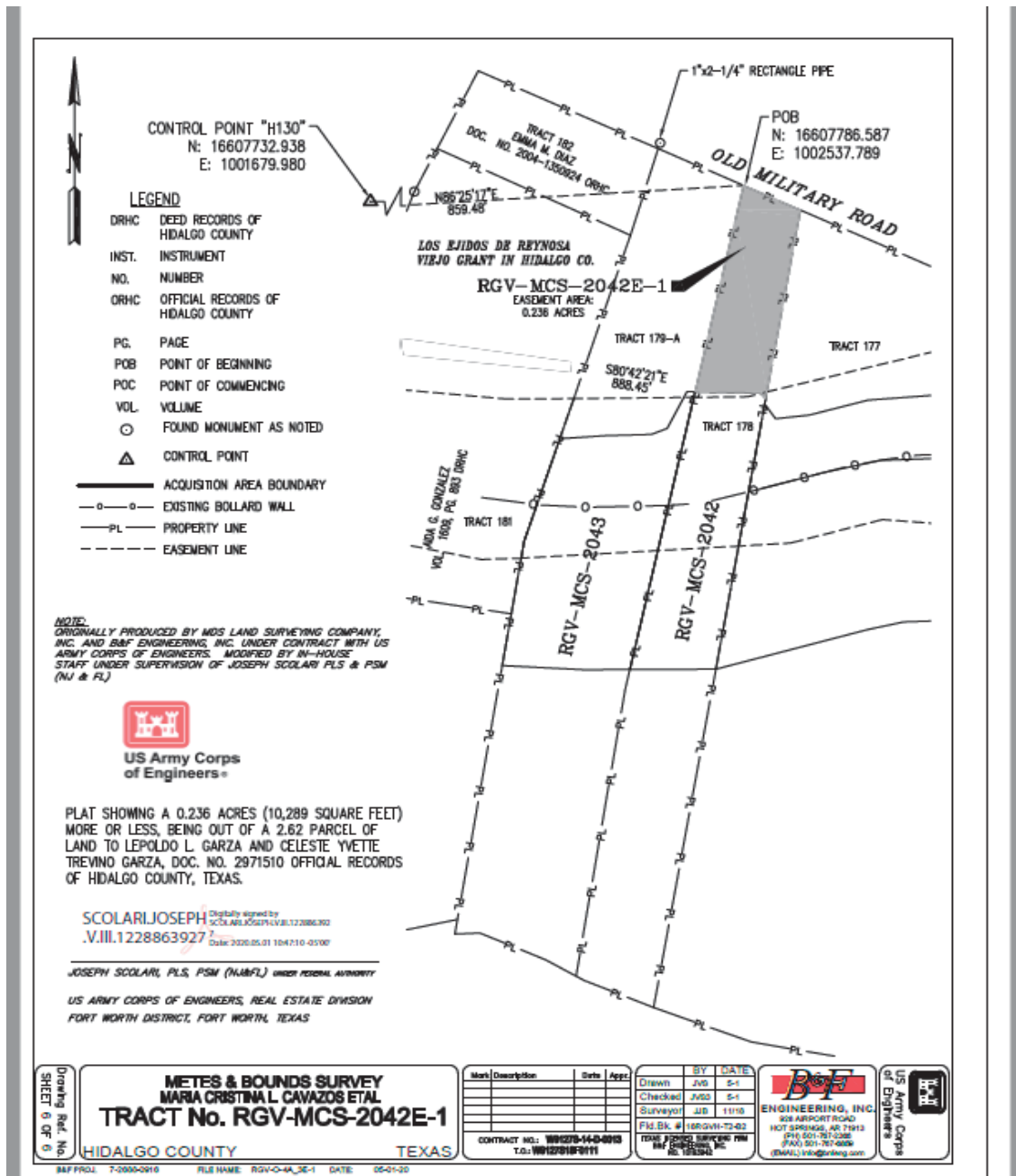
US Army Corps of Engineers

MAP PROJ. 7-2009-0918 FILE NAME: RGV-C-4A_2E-1 DATE: 5-1-20

SCHEDULE D (continued)

MAP or PLAT

LAND TO BE CONDEMNED



SCHEDULE E

SCHEDULE E

ESTATE TAKEN

Hidalgo County, Texas

Tract: RGV-MCS-2042

Owner: Leopoldo L. Garza, et al.

Acres: 0.398

Tract: RGV-MCS-2042

The estate taken is fee simple, subject to existing easements for public roads and highways, public utilities, railroads, and pipelines; and subject to all interests in minerals and appurtenant rights for exploration, development, production and removal of said minerals;

Reserving to the owners of the lands identified in the Document No. 2018-2971510, Official Records of Hidalgo County (O.R.H.C.) and Document No. 1982-37020, Official Records of Hidalgo County (O.R.H.C.) reasonable access to and from the owners' lands lying between the Rio Grande River and the border barrier through opening(s) or gate(s) in the border barrier between the westernmost mark labeled "Beginning" and easternmost mark labeled "Ending" depicted on the map below;

Excepting and excluding all interests in water rights and water distribution and drainage systems, if any, provided that any surface rights arising from such water rights or systems are subordinated to the United States' construction, operation and maintenance of the border barrier.

Tract: RGV-MCS-2042E-1

Owner: Leopoldo L. Garza, et al.

Acres: 0.236

A non-exclusive, perpetual and assignable easement and right-of-way in, on, over, under and across the land described in Schedule C, for use by the United States, its representatives, agents, and contractors, for the location, construction, operation, maintenance, alteration and replacement of a road and aboveground and/or underground utility lines and appurtenances thereto; together with the right to trim, cut, fell and remove any vegetative or structural obstacles that interfere with the right-of-way; subject to existing easements for public roads and highways, public utilities, railroads and pipelines, if any; reserving however, to the owners, their heirs and assigns, the right to use the surface of such land as access to their adjoining land or for any other use consistent with its use as a road and utility easement.

SCHEDULE E (continued)

ESTATE TAKEN

Hidalgo County, Texas



SCHEDULE F

SCHEDULE F

ESTIMATE OF JUST COMPENSATION

TRACT RGV-MCS-2042:

The sum estimated as just compensation for the land acquired is TWELVE THOUSAND FIVE HUNDRED EIGHTY-ONE DOLLARS AND 00/100 (\$12,581.00).

TRACT RGV-MCS-2042E-1:

The sum estimated as just compensation for the land acquired is FIVE THOUSAND ONE HUNDRED NINETY-FIVE DOLLARS AND 00/100 (\$5,195.00).

SCHEDULE G

SCHEDULE G**INTERESTED PARTIES**

The following table identifies all persons who have or claim an interest in the property condemned and whose names are now known, indicating the nature of each person's property interest(s) as indicated by references in the public records and any other information available to the United States. See Fed. R. Civ. P. 71.1(c).

Interested Party	Reference
1. Leopoldo L. Garza Mission, TX 78574	RGV-MCS-2042 and RGV-MCS-2042E-1 Owner pursuant to Cause No. 15, 080-B Probate Records of Hidalgo County, Document Nos. 2002-1126138, 2002- 1126139, and 2018-2971519 Real Property Records of Hidalgo County
2. Celeste Yvette Trevino Garza Mission, TX 78574	Owner pursuant to Cause No. 15, 080-B Probate Records of Hidalgo County, Document Nos. 2002-1126138, 2002- 1126139, and 2018-2971519 Real Property Records of Hidalgo County
3. Chris Edward Chestnut Alamo, TX 78516	Owner pursuant to Cause No. 14,656-A, Probate Records of Hidalgo County, Document No. 1982-37020, Real Property Records of Hidalgo County, and Cause Nos. P-32,398 and P-34,243 P.R.H.C
4. Lilly Elizabeth Chestnut Alamo, TX 78516	Owner pursuant to Cause No. 14,656-A, Probate Records of Hidalgo County, Document No. 1982-37020, Real Property Records of Hidalgo County, and Cause Nos. P-32,398 and P-34,243 P.R.H.C
5. Ruth Aguirre Lopez Chestnut Alamo, TX 78516	Owner pursuant to Cause No. 14,656-A, Probate Records of Hidalgo County, Document No. 1982-37020, Real Property Records of Hidalgo County, and Cause Nos. P-32,398 and P-34,243 P.R.H.C
6. Ian Adair Chestnut Alamo, TX 78516	Owner pursuant to Cause No. 14,656-A, Probate Records of Hidalgo County, Document No. 1982-37020, Real Property Records of Hidalgo County, and Cause Nos. P-32,398 and P-34,243 P.R.H.C
7. Pablo "Paul" Villarreal, Jr. Hidalgo County Tax Assessor & Collector 2804 S. Business Hwy 281 Edinburg, TX 78539	Tax Assessor/Collector